

The Family Court of the State of Delaware

In and For ☐ New Castle ☐ Kent ☐ Sussex County

MOTION AND AFFIDAVIT TO BE FOUND INDIGENT AND REQUEST FOR APPOINTMENT OF AN ATTORNEY IN DEPENDENCY/NEGLECT PROCEEDINGS

Petitioner

Address:		
City	State	Zip
Social Security #:		
Attorney:		

Respondent

Address:		
City	State	Zip
Social Security #:		
Attorney:		

File Number:

Petition Number(s)

Additional Petitioner

Address:		
City	State	Zip
Social Security #:		
Attorney:		

Additional Respondent

Address:		
City	State	Zip
Social Security #:		
Attorney:		

Guardian Ad Litem

Address:		
City	State	Zip
Attorney:		

I am the respondent in the above-captioned case, and I can not afford an attorney. I respectfully request the Court to appoint counsel.

I ☐ am ☐ am not presently employed.

Current monthly salary:

\$ _____

If not employed, monthly salary from previous job:

\$ _____

(Date last employed _____)

If self-employed, average monthly income:

\$ _____

TOTAL income from employment (a) \$ _____

I receive monthly payments from the following:

Pension:

\$ _____

Unemployment Compensation:

\$ _____

Worker's Compensation or disability payments:

\$ _____

Interest or dividends:

\$ _____

Other:

\$ _____

TOTAL income from monthly payments (b) \$ _____

TOTAL from employment and payments (a+b) \$ _____

I make monthly payments on the following debts:

Child Support:	\$ _____
Mortgage:	\$ _____
Automobile loan:	\$ _____
Personal or other loans:	\$ _____
Other:	\$ _____

TOTAL monthly payments on debts (c) \$ _____**AVAILABLE INCOME (a+b-c)** \$ _____

I have \$ _____ in cash and \$ _____ in checking and/or savings accounts.

OTHER INCOME AND ASSETS THAT MAY BE CONSIDERED:

I have received money from the following sources in the last 12 months:

Life Insurance:	\$ _____	Gifts or inheritance:	\$ _____
Other Sources:	\$ _____		

I own the following, including estimated value:

Real Estate	\$ _____	Stocks or Bonds:	\$ _____
Cars or other Vehicles:	\$ _____	Other Property:	\$ _____

If an attorney does not represent me in this case there is a risk that the procedures used will lead to an erroneous decision because:

Reasons why I cannot afford an attorney:

SWORN TO AND SUBSCRIBED before me this date,

Notary Public_____
Movant*Do not sign until you are in the presence of a Notary Public. You may wait to sign this form until you appear in Court. You must bring this form with you at your scheduled Court appearance.***NOTICE: Intentionally providing false, incomplete or misleading information on this form may result in criminal prosecution.****ORDER**

Having considered the request of the movant, _____

IT IS ORDERED, THIS DATE _____, _____

That the movant is determined to be indigent, and the Court shall appoint counsel to represent him/her.

Judge/Commissioner

AFFIDAVIT OF MAILING

STATE OF DELAWARE)
) ss.:
COUNTY OF _____)

I, _____, affirm that a true and correct copy of Motion was placed in the U.S. Mail on the _____ day of _____, _____, and sent to the last known address of the other party or attorney, being _____, first class postage prepaid.

Movant/Attorney/Court Staff

SWORN TO AND SUBSCRIBED before me this date,

Notary Public